



JUDICIAL PANEL ON
MULTIDISTRICT LITIGATION

FILED MAY 11 2005
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DOCKET NO. 1629

BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION
IN RE NEURONTIN MARKETING, SALES PRACTICES AND PRODUCTS
LIABILITY LITIGATION

(SEE ATTACHED SCHEDULE A)

ORDER LIFTING STAY OF CONDITIONAL TRANSFER ORDER

A conditional transfer order was filed in the 21 actions listed on the attached Schedule A on April 13, 2005. Prior to expiration of that order's fifteen-day stay of transmittal, plaintiffs in the 21 actions submitted a notice of opposition to the proposed transfer. Plaintiffs have now advised the Panel that they withdraw their initial opposition to transfer with respect to these 21 actions.

IT IS THEREFORE ORDERED that the stay of the Panel's conditional transfer order designated as "CTO-6" filed on April 13, 2005, is LIFTED, and thus these 21 actions are transferred to the District of Massachusetts for inclusion in the coordinated or consolidated pretrial proceedings under 28 U.S.C. § 1407 being conducted by the Honorable Patti B. Saris.

FOR THE PANEL:

Michael J. Beck
Michael J. Beck
Clerk of the Panel

SCHEDULE A

MDL-1629 — In re Neurontin Marketing, Sales Practices and Products Liability Litigation

Southern District of Alabama

Darlene Owens, etc. v. Pfizer, Inc., et al., C.A. No. 1:04-768

District of New Jersey

James H. Whitehouse, Sr., et al. v. Pfizer, Inc., et al., C.A. No. 2:04-6257

Northern District of New York

Frank Vercillo, Jr. v. Pfizer, Inc., et al., C.A. No. 5:05-32

Southern District of New York

Gary L. Lyman, etc., et al. v. Pfizer, Inc., et al., C.A. No. 1:04-6704

Mark Minisquero, et al. v. Pfizer, Inc., et al., C.A. No. 1:04-7297

Nicole Justine James v. Pfizer, Inc., et al., C.A. No. 1:04-7374

Jay DiGiacomo v. Pfizer, Inc., et al., C.A. No. 1:04-7962

Avrill C. Aronson, etc. v. Pfizer, Inc., et al., C.A. No. 1:04-8721

Joy Dodson, et al. v. Pfizer, Inc., et al., C.A. No. 1:04-8963

Timothy P. Scott, etc. v. Pfizer, Inc., et al., C.A. No. 1:04-8990

Dorothy Kern v. Pfizer, Inc., et al., C.A. No. 1:04-9249

John Dees, et al. v. Pfizer, Inc., et al., C.A. No. 1:04-9304

Peter Veraas v. Pfizer, Inc., et al., C.A. No. 1:04-9429

Theodore Populis, et al. v. Pfizer, Inc., et al., C.A. No. 1:04-10265

Kathleen Wilson, etc. v. Pfizer, Inc., et al., C.A. No. 1:05-72

William Montgomery v. Pfizer, Inc., et al., C.A. No. 1:05-73

Michael Mendoza v. Pfizer, Inc., et al., C.A. No. 1:05-74

Johnnie Hargrove v. Pfizer, Inc., et al., C.A. No. 1:05-75

Shanan Feyer, etc. v. Pfizer, Inc., et al., C.A. No. 1:05-76

Gregory Retzer v. Pfizer, Inc., et al., C.A. No. 1:05-77

Sidney Brown, etc. v. Pfizer, Inc., et al., C.A. No. 1:05-237

05cv11036 PBS

ECF, RELATED

**U.S. District Court
Southern District of New York (Foley Square)
CIVIL DOCKET FOR CASE #: 1:05-cv-00077-JSR**

Retzer v. Pfizer Inc. et al
Assigned to: Judge Jed S. Rakoff
Related Case: 1:04-cv-06704-JSR
Case in other court: State Court-Supreme, 116147-04
Cause: 28:1441 Notice of Removal

Date Filed: 01/05/2005
Jury Demand: Plaintiff
Nature of Suit: 365 Personal Inj. Prod.
Liability
Jurisdiction: Federal Question

Plaintiff

Gregory Retzer

represented by **Eleanor Louise Polimeni**
Finkelstein & Partners, LLP
436 Robinson Ave.
Newburgh, NY 12550
845-563-9421
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ATTORNEY TO BE NOTICED

V.

Defendant

Pfizer Inc.

represented by **Erik March Zissu**
Davis Polk & Wardwell
450 Lexington Avenue
New York, NY 10017
(212) 450-4511
Fax: 212 450-3511
Email: zissu@dpw.com
LEAD ATTORNEY

Defendant

Parke-Davis

*a division of Warner-Lambert
Company and Warner-Lamber
Company L.L.C.*

represented by **Erik March Zissu**
(See above for address)
LEAD ATTORNEY

Defendant

Warner-Lambert Company

represented by **Erik March Zissu**
(See above for address)
LEAD ATTORNEY

Defendant**Warner-Lambert Company L.L.C.**represented by **Erik March Zissu**

(See above for address)

LEAD ATTORNEY

| Date Filed | # | Docket Text |
|-------------------|----------|--|
| 01/05/2005 | <u>1</u> | NOTICE OF REMOVAL from Supreme Court, County of New York. Case Number: 116147-04. (Filing Fee \$ 150.00, Receipt Number 530346). Document filed by Warner-Lambert Company L.L.C., Pfizer Inc., Parke-Davis, Warner-Lambert Company.(laq,) (Entered: 01/06/2005) |
| 01/05/2005 | <u>2</u> | RULE 7.1 DISCLOSURE STATEMENT. Document filed by Warner-Lambert Company L.L.C., Pfizer Inc., Parke-Davis, Warner-Lambert Company.(laq,) (Entered: 01/06/2005) |
| 01/05/2005 | | CASE REFERRED TO Judge Jed S. Rakoff as possibly related to 1:04-cv-6704. (laq,) (Entered: 01/06/2005) |
| 01/21/2005 | | CASE ACCEPTED AS RELATED TO 1:04-cv-6704. (jdo,) (Entered: 01/25/2005) |
| 01/21/2005 | <u>3</u> | NOTICE OF CASE ASSIGNMENT to Judge Jed S. Rakoff. Judge Unassigned no longer assigned to the case. (jdo,) (Entered: 01/25/2005) |
| 01/21/2005 | | Magistrate Judge Douglas F. Eaton is so designated. (jdo,) (Entered: 01/25/2005) |
| 01/21/2005 | | Case Designated ECF. (jdo,) (Entered: 01/25/2005) |
| 02/08/2005 | <u>4</u> | NOTICE of Appearance by Eleanor Louise Polimeni on behalf of Gregory Retzer (Polimeni, Eleanor) (Entered: 02/08/2005) |

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